FORM SUMMARY

Name of Form: Petition for Temporary Restraining Order and/or Injunction

(Domestic Abuse - 30709)

Form Number: CV-402

Statutory Reference: §§814.04 and 813.12, Wisconsin Statutes

Benchbook Reference: FA 15-2

Purpose of Form: Initiate domestic abuse TRO and/or Injunction

Who Completes It: Petitioner or guardian of petitioner, if petitioner is an incompetent

person.

Distribution of Form: Original to court; copies to parties

Accompanying Forms: Additional factual documentation may be attached.

New Form/Modification: Modification, last update 11/07.

Modifications: Added "4. I am am not in imminent danger of physical

harm." (req'd for TRO);; In 3.b. "I have no legal interest in this property". Added "I am living on property owned by the respondent and I \(\subseteq \do \text{ \subseteq} \do \text{ not have a legal interest in that} \)

property." Cited §814.04, Wisconsin Statutes.

Comments: The 2001 Wisconsin Act 109, expands the types of relationships that

adults may be in for purposes of domestic abuse injunctions to include an adult who is being cared for by another adult and adults who have a dating relationship. This act also allows the guardian of an incompetent person (ward) to file the petition for a domestic abuse order on behalf of the incompetent person. This act also extends the maximum period for a domestic abuse injunction to four

years.

About this Form: This form is the product of the Wisconsin Records Management

Committee, a committee of the Director of State Court's Office

and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form

itself shall not be altered.

Date: 10/08/2009 Page 1